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DOC #:
DATE FILED: 3/17/08

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN THE MATTER OF THE ARBITRATION

: CIV ACTION NO: 08-civ-468(JGK)

IDEAL PLASTIC CONTAINER COMPANY

Petitioner,

and

UFCW LOCAL 174 COMMERCIAL HEALTH
CARE FUND AND COMMERCIAL PENSION
FUND

Respondent

: STIPULATION OF DISMISSAL
: WITH PREJUDICE AND WITHOUT
: COSTS OR FEES PURSUANT TO
: FEDERAL RULES OF CIVIL
: PROCEDURE 41(a)(1)

THE MATTERS in difference in the above-captioned action having been amicably
adjusted by and between the parties; it is hereby stipulated and agreed, pursuant to FRCP
41(a)(1) that the above-captioned action (including without limitation all claims and
counterclaims) be and is hereby dismissed in its entirety, with prejudice and without costs or
attorneys' fees against any party.

DATED: March 10, 2008

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So ordered.
The Clerk is directed to
enter judgment and close the case.
So ordered.
JR 6/6/08
3/16/08 450.5.